

00-0 -2088

City Council
Atlanta, Georgia

AN ORDINANCE
BY: ZONING COMMITTEE

U-00-42
10-24-00

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, as follows:

SECTION 1. Under the provisions of Section 16-06.005(1)(c) of the Zoning Ordinance of the City of Atlanta a Special Use Permit for a **Church** is hereby approved. Said use is granted to **St. John Missionary Baptist Church** and is to be located at **52 Fairburn Road, S.W.** to wit:

ALL THAT TRACT or parcel of land lying and being in Land Lots **243 and 244** of the **14th** District, Fulton County, Georgia, being more particularly described by the attached legal description.

SECTION 2. That this amendment is approved under the provision of Section 16-25.003 of the Zoning Ordinance of the City of Atlanta, entitled, "Special Use Permits, Procedural Requirements," and the Director, Bureau of Buildings, shall issue a building permit only in compliance with the applicable provisions of this part. The applicable conditional site plan and any other conditions hereby imposed are enumerated by attachment. The Special Use Permit hereby approved does not authorize the violation of any zoning district regulations. District regulation variances can be approved only by application to the Board of Zoning Adjustment.

SECTION 3. That all ordinances or parts of ordinances in conflict with the terms of this ordinance are hereby repealed.

A copy of the most recent plat of survey is attached.

Property Legal Description as found in BOOK 7587 PAGE 322:

All that tract or parcel of land lying in Land Lots 243 and 244 of the 14th District of Fulton County, Georgia, being more particularly described as follows:

BEGINNING AT a point on the east side of Fairburn Road 1045 feet south along the east side of Fairburn Road from the southeast corner of Fairburn Road and Bakers Ferry Road, and running thence south along the east side of Fairburn Road 375 feet; thence somewhat north of east , forming an interior angle of 82 degrees and 35 minutes, a distance of 305 feet; thence north parallel with Fairburn Road 375 feet; thence somewhat south of west 305 feet to the east side of Fairburn Road and the point of beginning; being that same real property described in a warranty deed conveying said property to M. P. Fields executed by W. Horace Reeves, et al., February 28, 1950, recorded in Deed Book 2481, page 192, Fulton County Records.

Property Legal Description as found in BOOK 4612 PAGE 500:

All that tract or parcel of land lying in Land Lot 243 of the 14th District of Fulton County, Georgia, being more particularly described as follows:

BEGINNING AT a point on the east side of Fairburn Road seven hundred ninety nine (799) feet south from the southeastern corner of Fairburn Road and Bakers Ferry Road, at the southwest corner of Lot 17 in said block; thence east along the south line of said lot two hundred sixty-eight and five tenths (268.5) feet to the rear line of lot 23; thence south along the west line of lot 23 and 24 seventy-five (75) feet; thence west eighty-five (85) feet; thence southwesterly one hundred eighty-five (185) feet to Fairburn Road; thence north along the east side of Fairburn Road one hundred (100) feet to the point of beginning.

The third parcel is a cemetery that lies between the two parcels described above. The deed for this parcel was recorded on December 31, 1885 at page 791. The copy on file is illegible and cannot be read.

A copy of all three deeds is attached to this application.

U-00-42